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UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

PHILIP POLITZINER AND GLENNIS POLITZINER,	:	x
Plaintiffs,	:	
v.	:	09-Civ.-2364 (SHS)
CRP/Extell PARCEL I, L.P.,	:	
Defendant.	:	
	x	

WHEREAS, plaintiffs commenced this action on March 13, 2009;

WHEREAS, on or about August 5, 2009 plaintiffs also filed an application for a refund of down payment (“Plaintiffs’ Application”) with the Office of the New York State Attorney General (“Attorney General’s Office”), which relief is, in substantial part, duplicative of the principal relief sought in this action;

WHEREAS the parties believe that simultaneous proceedings in this court and before the Attorney General’s Office would be duplicative and wasteful;

NOW IT THEREFORE STIPULATED AND AGREED, by and between the undersigned counsel for all the parties, that:

1. This action is stayed until the later of (i) 150 days after the determination by the Attorney General Office of Plaintiffs’ Application; or (ii) a final judgment in any Article 78

proceeding to review the determination of the Attorney General's Office of Plaintiffs Application; and

2. This action may, in the interim, be transferred to the inactive docket of the Court.

Dated: New York, New York
September 11, 2009

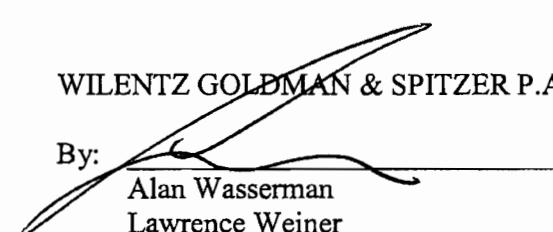
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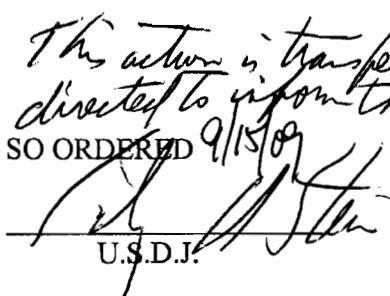
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*This action is transferred to the inactive docket of this Court. Plt. is
directed to inform the Court in writing every 6 months starting Dec 1, 2009
as to the status of the application before the
N.Y. Attorney General*

SO ORDERED 9/15/09


U.S.D.J.